

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 12/6/2012

Action Requested By:
Planning

Agenda Item Type
Resolution

Subject Matter:

Rezoning of Property.

Exact Wording for the Agenda:

Resolution to set a public hearing of an ordinance rezoning property lying south of Old Madison Pike, and on the west side of Governors West, and on the east side of Quality Circle from Research Park Application District to Research Park Commercial District.

Note: If amendment, please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

Recommended by Planning Commission.
Public Hearing Date: January 24, 2013.

Associated Cost:

Budgeted Item: Not applicable

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: Ang M. Bostick

Date: 11/26/2012

RESOLUTION NO. 12-

WHEREAS, the Planning Commission of the City of Huntsville, Alabama, has given consideration to an amendment to the Zoning Ordinance, a synopsis of said amendment being as follows:

- (1) The rezoning of certain lands lying south of Old Madison Pike, on the west side of Governors West, and on the east side of Quality Circle from Research Park Application District to Research Park Commercial District.
- (2) The first publication of this resolution, this synopsis, and the ordinance hereinafter set out at length shall be in the Huntsville Times on the ____ day of _____, 2012, and the second publication shall be one week thereafter on the ____ day of _____, 2013, both of which publications shall be at least 15 days in advance of the date of the public hearing hereinafter referred to.

WHEREAS, it is the judgement and opinion of the City Council of the City of Huntsville, Alabama, that consideration should be given to the adoption of an amendment to the Zoning Ordinance of the City of Huntsville, Alabama, in accordance with said request;

NOW, THEREFORE, **BE IT RESOLVED** by the City Council of the City of Huntsville, Alabama, as follows:

1. That the City Council of the City of Huntsville, Alabama, shall meet at 6:00 p.m. on the ____ day of _____, 2013, in the Council Chambers of the City of Huntsville Administration Building at 308 Fountain Circle in the City of Huntsville, Alabama, for the purpose of holding a public hearing at which time and place all persons, parties in interest and cities who desire, shall have an opportunity to be heard in opposition to or in favor of said ordinance amending the Zoning Ordinance of the City of Huntsville, Alabama.

2. That the proposed amendment to the Zoning Ordinance of the City of Huntsville, Alabama, is substantially in words and figures as follows:

ORDINANCE NO. 12-

AN ORDINANCE TO AMEND THE ZONING ORDINANCES OF THE
CITY OF HUNTSVILLE, ALABAMA

The public welfare requiring it, and under authority granted by Section 11-52-78 of the 1975 Code of Alabama, **BE IT ORDAINED** by the City Council for the City of Huntsville, Alabama, as follows:

1. That the following area, lying south of Old Madison Pike, on the west side of Governors West, and on the east side of Quality Circle, which area is now shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, as Research Park Application District shall be shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, as Research Park Commercial District, in the Zoning Ordinances of the City of Huntsville, Alabama, said property being particularly described as follows:

All that part of Sections 7 and 12, Township 4 South, Range 2 West of the Huntsville Meridian in the City of Huntsville, Madison County, Alabama, more particularly described as beginning at the southwest corner of said Section 12; thence along the east boundary Due North 2758.87 feet to the south right-of-way of Norfolk Southern Railroad and the point of true beginning; thence from the point of true beginning South 72 degrees 40 minutes 28 seconds West 561.36 feet; thence leaving said right-of-way North 02 degrees 32 minutes 28 seconds East 138.46 feet; thence South 72 degrees 20 minutes 04 seconds West 178.21 feet; thence North 03 degrees 30 minutes 40 seconds East 645.07 feet; thence North 89 degrees 10 minutes 01 seconds West 461.60 feet; thence Due North 235.95 feet; thence Due East 187.78 feet; thence Due North 188.93 feet; thence North 89 degrees 09 minutes 22 seconds West 535.02 feet to a point located on the east right-of-way of Quality Circle; thence along said right-of-way North 02 degrees 21 minutes 47 seconds East 403.14 feet; thence leaving said right-of-way South 88 degrees 00 minutes 00 seconds East 816.57 feet; thence North 01 degrees 09 minutes 24 seconds East 373.49 feet; thence South 58 degrees 16 minutes 22 seconds East 448.38 feet; thence South 74 degrees 22 minutes 44 seconds East 78.95 feet; thence South 89 degrees 00 minutes 15 seconds East 100.00 feet; thence North 75 degrees 52 minutes 33 seconds East 76.66 feet; thence North 59 degrees 14 minutes 28 seconds East 148.19 feet; thence North 75 degrees 03 minutes 12 seconds East 80.08 feet; thence South 72 degrees 39 minutes 06 seconds East 78.16 feet; thence South 50 degrees 46 minutes 45 seconds East 101.83 feet; thence South 59 degrees 20 minutes 59 seconds East 74.79

feet; thence North 81 degrees 01 minutes 04 seconds East 126.92 feet; thence South 75 degrees 30 minutes 14 seconds East 51.42 feet; thence South 37 degrees 17 minutes 30 seconds East 48.42 feet; thence South 01 degrees 00 minutes 06 seconds West 50.00 feet; thence South 34 degrees 40 minutes 44 seconds West 94.16 feet; thence South 42 degrees 14 minutes 19 seconds West 181.71 feet; thence South 34 degrees 29 minutes 09 seconds West 77.94 feet; thence South 24 degrees 09 minutes 14 seconds West 143.84 feet; thence South 43 degrees 00 minutes 57 seconds West 57.63 feet; thence South 50 degrees 12 minutes 33 seconds East 282.07 feet; thence North 48 degrees 01 minutes 45 seconds East 147.75 feet; thence North 33 degrees 11 minutes 09 seconds East 259.10 feet; thence North 28 degrees 16 minutes 57 seconds East 38.63 feet; thence North 18 degrees 48 minutes 28 seconds East 170.14 feet; thence North 27 degrees 04 minutes 56 seconds East 49.47 feet; thence North 35 degrees 11 minutes 35 seconds East 24.76 feet; thence North 43 degrees 18 minutes 14 seconds East 49.47 feet; thence North 54 degrees 07 minutes 06 seconds East 49.47 feet; thence North 64 degrees 55 minutes 58 seconds East 49.47 feet; thence North 75 degrees 44 minutes 50 seconds East 49.47 feet; thence North 83 degrees 51 minutes 29 seconds East 24.76 feet; thence North 07 degrees 31 minutes 22 seconds East 43.63 feet; thence South 77 degrees 25 minutes 33 seconds East 250.34 feet to a point located on the west right-of-way of Governors West; thence along said right-of-way South 01 degrees 07 minutes 49 seconds West 115.86 feet; thence South 08 degrees 14 minutes 16 seconds West 130.84 feet; thence South 14 degrees 51 minutes 32 seconds West 197.42 feet; thence South 21 degrees 06 minutes 15 seconds West 257.76 feet; thence South 29 degrees 34 minutes 27 seconds West 338.88 feet; thence South 38 degrees 41 minutes 05 seconds West 100.32 feet; thence South 34 degrees 53 minutes 16 seconds West 74.60 feet; thence South 43 degrees 47 minutes 23 seconds West 82.72 feet to a point located on the north right-of-way of Norfolk Southern Railroad; thence South 72 degrees 44 minutes 00 seconds West 885.50 feet to the point of the point of true beginning and containing 67.09 acres, more or less.

2. The boundaries of the above district as described and defined above are hereby established and shall be shown on the Official Zoning Maps of the City of Huntsville, Alabama, on file in the Planning Division of the Urban Development Department, in accordance with the various classifications herein enumerated and hereafter the

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regulations governing said district under the Zoning Ordinance of the City of Huntsville, Alabama, shall apply to the area so described.

3. This ordinance shall take effect from and after the date of publication.

ADOPTED this the ____ day of _____, 2013.

President of the City Council of
the City of Huntsville, Alabama.

APPROVED this the ____ day of _____, 2013.

Mayor of the City of Huntsville,
Alabama

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ADOPTED this the ____ day of _____, 2012.

President of the City Council of
the City of Huntsville, Alabama.

APPROVED this the ____ day of _____, 2012.

Mayor of the City of Huntsville,
Alabama

PROPOSED RESEARCH PARK COMMERCIAL DISTRICT

